

Application No. 09/973,639
Amendment Dated November 24, 2003
Reply to Office Action dated November 5, 2003

REMARKS

By this Amendment, the Specification is amended. Claims 105-134 are pending.

The Examiner has rejected Claims 105-134 under the judicially-created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-104 of U.S. Patent No. 6,402,703. To overcome that rejection, the Assignee, namely, Rheologics, Inc., has executed a Terminal Disclaimer and Statement Under 3.73(b) and these are enclosed herewith. Authorization to pay the Terminal Disclaimer fee under 37 CFR §1.20(d) is provided in the attached Fee Transmittal Sheet.

Furthermore, the Assignee has enclosed a Supplemental Information Disclosure Statement to make of record the same set of references that were made of record in the parent case, now U.S. Patent No. 6,402,703. Authorization to pay the fee under 37 CFR §1.97(c)(2) is also provided in the attached Fee Transmittal Sheet.

Assignee has also amended the Specification to include the patent numbers of patent applications that have since issued.

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Should the Examiner believe that anything further is desirable in order to place the application in even better condition for allowance, the Examiner is invited to contact Applicants' undersigned attorney at the telephone number listed below.

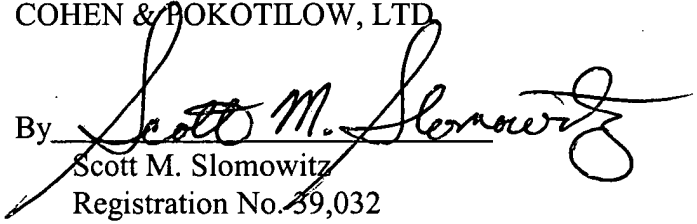
Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,
COHEN & POKOTILOW, LTD.

November 24, 2003

Please charge or credit our Account
No. 03-0075 as necessary to effect
entry and/or ensure consideration of
this submission.

By


Scott M. Slomowitz

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Attorneys for Applicants